Governments/Union Territories, all cases of custodial deaths are required to be reported to the NHRC within 24 hours of its occurrence alongwith the relevant reports viz. Inquest Reports, Magisterial Inquiry Reports, Post-Mortem Reports.

Year-wise deaths reported to NHRC in Judicial as well as police custody for the period 1.4.2002 to 31.3.2008 is given in statement (*See* below).

In every proven case of such violation of human rights, the NHRC recommends interim relief/compensation for the family of the deceased and/or disciplinary action/prosecution of the erring public servant.

The Chairperson and Members of the NHRC during their visits to the State/Union Territories, always emphasize upon State functionaries the need to curb the occurrence of custodial deaths. Besides, the Commission from time to time, while disposing of cases of custodial deaths, makes appropriate observations to the State authorities to prevent recurrence of such custodial deaths.

Section 176 of Criminal Procedure Code has been amended through the Code of Criminal Procedures (Amendment) Act, 2005 to provide that in the case of death or disappearance of a persons, or rape of a woman while in the custody of the police, there shall be a mandatory judicial inquiry and in case of death examination of the dead body shall be conducted within 24 hours of death.

The Ministry has circulated the important guidelines as directed by Hon'ble Supreme Court in the case of D.K. Basu *Vs.* State of West Bengal which are to be followed by all authorities concerned while making the arrests. Amendments have also been proposed in the Cr. P.C. through the Code of Criminal Procedure (Amendment) Bill, 2006 which are, *inter-alia,* aimed to incorporate the above guidelines, and certain other provisions regarding arrests, in the Code. It has also been proposed to insert a new section 357(a) in Cr. P.C. to provide for compensating to the victims of all types of crimes including custodial crimes.

Statement

Deaths in judicial as well as in police custody reported in NHRC

Sl.No.	Year	Number of cases	
		Judicial Custody	Police Custody
1.	2002-2003	1158	183
2.	2003-2004	1300	162
3.	2004-2005	1357	136
4.	2005-2006	1591	139
5.	2006-2007	1477	118
6.	2007-2008	1789	188

Gujarat Control of Organized Crime Bill, 2003

569. SHRI VIJAYKUMAR RUPANI: Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether Gujarat Control of Organized Crime Bill, 2003 has been examined from all the angles;

(b) if so, the outcome thereof;

(c) if not, the reasons therefor;

(d) whether Government is taking concrete and decisive steps for approval of the Bill keeping in view the recent serial bomb blasts in Ahmedabad and un-blown bombs placed all over Surat and also the serious concern expressed by the Chief Minister of Gujarat in the meeting with Prime Minister held in Delhi on 29th August, 2008;

(e) if so, the details thereof;

(f) if not, the reasons therefor; and

(g) the time by when the Bill will be finalized and approved?

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRIMATI RADHIKA V. SELVI): (a) to (g) The Gujarat Control of Organised Crime Bill, 2003, reserved by the Governor for consideration of the President, has been under examination by the Government of India in the light of the angles of conflict with any Central law, the policy of the Central Government and other legal and Constitutional angles. It is expected that a final view in the matter would be taken in the near future.

Committee set up in the IB after Jaipur blasts

570. SHRI SYED AZEEZ PASHA:
SHRI D. RAJA:

Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether it is a fact that a Committee was set up in the Intelligence Bureau after the Jaipur blasts to enhance the funding for State level Central Intelligence gathering operation as well as a scheme for setting up of separate intelligence cadres in States vulnerable to acts of terrors; and

(b) if so, the details thereof and action taken thereon?

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI SHRIPRAKASH JAISWAL): (a) to (b) As part of an ongoing exercise to strengthen the intelligence machinery, several discussions have been held at various levels to strengthen and upgrade the capabilities of intelligence agencies both at the Central level and the State level, as well as to enhance information sharing and operational coordination between the Central agencies and the State Governments.

The Central Government has been giving assistance to the State governments for modernization and upgradation of the State Police Forces under the Scheme for modernization of State Police Forces (MPF), including the State intelligence machinery. The matter of giving more focused attention to the strengthening of the Intelligence machinery in the States, has been under the consideration of the Central Government, and it has been decided to launch a separate MPF. A Committee, comprising representatives of some State Governments, to be coordinated by the Intelligence Bureau, has been set up to work out the parameters for the proposed Scheme.